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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/943,658	08/30/2001	Carol Lee Hobson	40655.4400	3216	
7590 08/09/2004			EXAM	EXAMINER	
Thomas J. Finn			HEWITT II, CALVIN L		
Snell & Wilme	r L.L.P.				
One Arizona Center			ART UNIT	PAPER NUMBER	
400 East Van Buren			3621		
Phoenix, AZ	85004-2202		DATE MAILED: 08/09/200	DATE MAILED: 08/09/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Edutations of term may be available under the provisions of 3° CFR 1.35(a). In no event, however, may a raply be timely filed Edutation of term pay be available under the provisions of 3° CFR 1.35(a). In no event, however, may a raply be timely filed  If the period for raply specified above is less than theiry (30) days, a reply which the statutory filed their pays and vite legis files (50) pays will be considered timely.  If the period for raply specified above is less than theiry (30) days, a reply which the statutory filed under pays and vite legis files (50)			//			
Examiner  Cativit L Hewritt II   3621  - The MAILING DATE of this communication appears on the cover sheet with the correspondence address —  Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM  THE MAILING DATE OF THIS COMMUNICATION.  Edination of term may be available under the providence of 31 CRF 1.108(a). In or own, however, may a right be timely filed  If the period for righty a specified above, the maximum datablery period will apply and will expire SIX (8) MONTH'S from the mailing date of the communication of the period or righty a specified above, the maximum datablery period will apply and will expire SIX (8) MONTH'S from the mailing date of the communication of the		Application No.	Applicant(s)			
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1) Responsive to communication(s) filed on @3 August 2001.  2a) This action is FINAL. 2b) This action is non-final.  3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) Claim(s)	THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication.  - If the period for reply specified above is less than thirty (30) days, a reply If NO period for reply is specified above, the maximum statutory period was railure to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing	36(a). In no event, however, may a reply be till within the statutory minimum of thirty (30) day will apply and will expire SIX (6) MONTHS from cause the application to become ABANDONE	mely filed ys will be considered timely. In the mailing date of this communication. ED (35 U.S.C. § 133).			
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Art Unit: 3621

## **DETAILED ACTION**

## Election/Restrictions

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
  - Claims 1-13, drawn to electronic shopping, classified in class 705, subclass 26.
  - II. Claims 14-17, drawn to network security, classified in class 713, subclass201.
  - III. Claims 18-26 and 28-31, drawn to secure transactions, classified in class 705, subclass 64.
  - IV. Claims 27 and 32-34, drawn to smart cards, classified in class 902, subclass 5.
- 2. The inventions are distinct, each from the other because of the following reasons: Inventions I-IV are related subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention I has separate utility such as purchasing books over the internet. Invention II has separate utility such as protecting computer systems from attack by malicious and/or unauthorized code. Invention III has separate utility such as providing

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merchants with the ability to create a transaction history database. Invention IV has separate utility such as authenticating a user.

- 3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.
- 4. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art due to their recognized divergent subject matter, restriction for examination purposes as indicated is proper.

## Conclusion

5. Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Calvin Loyd Hewitt II whose telephone number is (703) 308-8057. The Examiner can normally be reached on Monday-Friday from 8:30 AM-5:00 PM.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, James P. Trammell, can be reached at (703) 305-9768.

Any response to this action should be mailed to:

Art Unit: 3621

Commissioner of Patents and Trademarks

c/o Technology Center 2100

Washington, D.C. 20231

or faxed to:

(703) 305-7687 (for formal communications intended for entry and after-final communications),

or:

(703) 746-5532 (for informal or draft communications, please label "PROPOSED" or "DRAFT")

Hand-delivered responses should be brought to Crystal Park 5, 2451 Crystal Drive, 7th Floor Receptionist.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-1113.

Calvin Loyd Hewitt II

July 29, 2004

SUPERVISON DATEST EXAMINER TECHNOLOGY DENVIEW 3500